

e. robert (bob) wallach (29078)
Law Offices of e. robert (bob) wallach, P.C.
Lawyer-Counselor
P.O. Box 2670
San Francisco, California 94126-2670
Telephone: (415) 989-6445
Facsimile: (415) 989-3802
Email: erobertbob@sbcglobal.net

JAMES McMANIS (40958)
JOSHUA VOORHEES (241436)
McMANIS FAULKNER
Fairmont Plaza – 10th Floor
50 West San Fernando Street
San Jose, California 95113
Telephone: (408) 279-8700
Facsimile: (408) 279-3244
Email: jmcmanis@mcmanisfaulkner.com

E-FILED - 8/28/09

Attorneys for Defendant,
MURDAUGH STUART MADDEN, JR.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,
Plaintiff,

vs.

MURDAUGH STUART MADDEN, JR.,
Defendant.

Case No. CR 07-00245 RMW

STIPULATION AND ORDER TO CONTINUE SENTENCING HEARING; DEADLINE FOR SENTENCING MEMORANDUM; AND DEADLINE FOR DEFENDANT'S MOTION TO WITHDRAW PLEA

///

///

///

///

///

1 **IT IS HEREBY STIPULATED** by and between the parties, through their counsel, as
2 follows:

- 3 1. The Sentencing Hearing, currently scheduled for Monday, August 31, 2009, at
4 9:00 a.m. before the Honorable Ronald M. Whyte, be continued to September
5 14, 2009, at 9:00 a.m.;
- 6 2. The deadline for submission of the parties' Sentencing Memoranda be extended
7 to September 8, 2009;
- 8 3. The deadline for defendant, MURDAUGH STUART MADDEN, JR., to file his
9 Motion to Withdraw Plea shall be August 31, 2009;
- 10 4. The deadline for Plaintiff, UNITED STATES OF AMERICA, to file its
11 response to defendant's Motion to Withdraw Plea shall be September 8, 2009;
- 12 5. The hearing on defendant's Motion to Withdraw Plea shall be before the
13 Honorable Ronald M. Whyte, on September 14, 2009, at 9:00 a.m.

14 Respectfully submitted.

15
16
17 McMANIS FAULKNER

18
19 DATED: August 26, 2009

//s//

JOSHUA VOORHEES

20
21 Attorneys for Defendant,
MURDAUGH STUART MADDEN

22
23 OFFICE OF THE U.S. ATTORNEY

24
25 DATED: August 26, 2009

//s//

DAVID R. CALLAWAY

26
27 Attorneys for Plaintiff,
UNITED STATES OF AMERICA

ORDER

IT IS SO ORDERED that:

1. The Sentencing Hearing, currently scheduled for Monday, August 31, 2009, at 9:00 a.m. before the Honorable Ronald M. Whyte, be continued to September 14, 2009, at 9:00 a.m.;
2. The deadline for submission of the parties' Sentencing Memoranda be extended to September 8, 2009;
3. The deadline for defendant, MURDAUGH STUART MADDEN, JR., to file his Motion to Withdraw Plea shall be August 31, 2009;
4. The deadline for Plaintiff, UNITED STATES OF AMERICA, to file its response to defendant's Motion to Withdraw Plea shall be September 8, 2009;
5. The hearing on defendant's Motion to Withdraw Plea shall be before the Honorable Ronald M. Whyte, on September 14, 2009, at 9:00 a.m.

DATED: 8/28/09



HON. RONALD M. WHYTE
UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION